

Laws 340 - International Law

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[1]

M. Koskenniemi, 'International law in the world of ideas', in *The Cambridge Companion to International Law*, J. Crawford and M. Koskenniemi, Eds. Cambridge University Press, 2012, pp. 47–63. doi: 10.1017/CCO9781139035651.005.

[2]

C. Ku, *Global Governance and the Changing Face of International Law*. [Online]. Available: <https://scholarship.law.tamu.edu/cgi/viewcontent.cgi?article=1574&context=facscholar>

[3]

The Covenant of the League of Nations (28 June 1919) arts 1-26. [Online]. Available: https://avalon.law.yale.edu/20th_century/leagcov.asp

[4]

Atlantic Charter (14 August 1941) 204 LNTS 382. [Online]. Available: https://www.nato.int/cps/en/natohq/official_texts_16912.htm?

[5]

Declaration by the United Nations (1 January 1942) 204 LNTS 382. [Online]. Available: <https://www.unmultimedia.org/searchers/yearbook/page.jsp?volume=1946-47&page=36&searchType=advanced>

[6]

Charter of the United Nations | United Nations. [Online]. Available:
<https://www.un.org/en/charter-united-nations/>

[7]

Statute of the Court | International Court of Justice. [Online]. Available:
<https://www.icj-cij.org/en/statute>

[8]

M. N. Shaw, *International law*, Eighth edition. Cambridge, United Kingdom: Cambridge University Press, 2017.

[9]

D. J. Harris and S. Sivakumaran, *Cases and materials on international law*, Eighth edition. London: Sweet & Maxwell, 2015.

[10]

Reparation for Injuries Suffered in the Service of the United Nations (Advisory Opinion) ICJ Rep [1949] 174. [Online]. Available: <https://www.icj-cij.org/en/case/4>

[11]

Certain Expenses of the United Nations (Article 17, paragraph 2, of the Charter) (Advisory Opinion) ICJ Rep [1962] 151. [Online]. Available: <https://www.icj-cij.org/en/case/49>

[12]

Legality of the Use by a State of Nuclear Weapons in Armed Conflict (Advisory Opinion) [1996] ICJ Rep 151. [Online]. Available: <https://www.icj-cij.org/en/case/93>

[13]

Obligations concerning Negotiations relating to Cessation of the Nuclear Arms Race and to Nuclear Disarmament (Marshall Islands v. United Kingdom) (Preliminary Objections) [2016] ICJ Rep 833 | International Court of Justice. [Online]. Available:

<https://www.icj-cij.org/en/case/160>

[14]

Declaration on Principles of International Law concerning Friendly Relations and Cooperation among States in Accordance with the Charter of the United Nations GA Res 2625 XXV (1970). [Online]. Available: <http://legal.un.org/avl/ha/dpilfrcscun/dpilfrcscun.html>

[15]

2005 World Summit. [Online]. Available:
https://www.un.org/en/events/pastevents/worldsummit_2005.shtml

[16]

'Resolutions adopted by the Security Council in 2001 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2001>

[17]

'Resolutions adopted by the Security Council in 2004 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2004>

[18]

'Resolutions adopted by the Security Council in 2011 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2011>

[19]

'Resolutions adopted by the Security Council in 2012 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2012>

[20]

'Resolutions adopted by the Security Council in 2013 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2013>

[21]

'Resolutions adopted by the Security Council in 2014 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2014>

[22]

'Resolutions adopted by the Security Council in 2015 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2015>

[23]

'Resolutions adopted by the Security Council in 2016 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2016>

[24]

M. N. Shaw, *International law*, Eighth edition. Cambridge, United Kingdom: Cambridge University Press, 2017.

[25]

M. Dixon, R. McCorquodale, R. McCorquodale, and S. Williams, *Cases and materials on international law*, 5th ed. Oxford: Oxford University Press, 2011.

[26]

Fisheries (United Kingdom v. Norway) ICJ Rep [1951] 116. [Online]. Available:
<https://www.icj-cij.org/en/case/5>

[27]

North Sea Continental Shelf (Federal Republic of Germany/Netherlands) [1969] ICJ Rep 3. [Online]. Available: <https://www.icj-cij.org/en/case/52>

[28]

Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States) (Merits) [1986] ICJ Rep 14. [Online]. Available: <https://www.icj-cij.org/en/case/70>

[29]

Whaling in the Antarctic (Australia v Japan: New Zealand Intervening) [2014] ICJ Rep 226. [Online]. Available: <https://www.icj-cij.org/en/case/148>

[30]

Gabčíkovo-Nagymaros Project (Hungary v Slovakia) [1997] ICJ Rep 25. [Online]. Available: <https://www.icj-cij.org/en/case/92>

[31]

'MH Mendelson and others Statement of Principles Applicable to the Formation of General Customary International Law (ILA, London, 2000)'. [Online]. Available: <https://www.law.umich.edu/facultyhome/drwcasebook/Documents/Documents/ILA%20Report%20on%20Formation%20of%20Customary%20International%20Law.pdf>

[32]

Vienna Convention on the Law of Treaties. [Online]. Available: https://treaties.un.org/Pages/CTCTreaties.aspx?id=23&subid=A&clang=_en

[33]

United Nations Treaty Collection. [Online]. Available: https://treaties.un.org/Pages/CTCTreaties.aspx?id=23&subid=A&clang=_en

[34]

Report of the International Law Commission on the work of the sixty-third session: Guide to Practice on Reservations to Treaties. [Online]. Available: <http://legal.un.org/ilc/sessions/63/#a1>

[35]

Montevideo Convention on the Rights and Duties of States. [Online]. Available: <https://www.jus.uio.no/english/services/library/treaties/01/1-02/rights-duties-states.xml>

[36]

A. Costi and N. J. Ross, 'The Ongoing Legal Status of Low-Lying States in the Climate-Changed Future', in *Small States in a Legal World*, P. Butler and C. Morris, Eds. Cham: Springer International Publishing, 2017, pp. 101–138. doi: 10.1007/978-3-319-39366-7_6.

[37]

M. Dixon, R. McCorquodale, R. McCorquodale, and S. Williams, *Cases and materials on international law*, 5th ed. Oxford: Oxford University Press, 2011.

[38]

'UNGA Resolutions adopted during the 30th Session (1975-1976)', [Online]. Available: <http://research.un.org/en/docs/ga/quick/regular/30>

[39]

Constitution of Ethiopia 1994. [Online]. Available: https://www.constituteproject.org/search?lang=en&q=Ethiopia%201994&status=in_force&status=is_draft

[40]

Attorney-General for Fiji v Robert Jones House Ltd [1989] 2 NZLR 69. [Online]. Available: <https://advance.lexis.com/document/?pdmfid=1230042&crd=ee13beac-42b6-45b0-ac4-25f1c79d43f9&pddocfullpath=%2Fshared%2Fdocument%2Fcases-nz%2Furn%3AcontentItem%3A58RJ-NKB1-FBV7-B1B3-00000-00&pddocid=urn%3AcontentItem%3A58RJ-NKB1-FBV7-B1B3-00000-00&pdcontentcomponentid=139640&pdshepid=urn%3AcontentItem%3A58RJ-NKB1-FBV7-B1B3-00000-00&pdteaserkey=sr0&pdicfeatureid=1517128&pditab=allpods&ecomp=9fxdk&earg=sr0&prid=1a097e07-5184-49b0-b3f6-b9242f720a0e>

[41]

Talmon, S., "'New Zealand's Policy of Implied Recognition of States: One Step Ahead or Falling Behind'" (2009) 7 NZYIL 3', *New Zealand Yearbook of International Law*, [Online].

Available:

<http://heinonline.org/HOL/Page?public=false&handle=hein.intyb/nzyrbk0007&id=11>

[42]

'General Assembly Resolutions 26th Session (1971)'.
<https://www.un.org/documents/ga/res/26/ares26.htm>

[43]

Maurizio Ragazzi, 'CONFERENCE ON YUGOSLAVIA ARBITRATION COMMISSION: OPINIONS ON QUESTIONS ARISING FROM THE DISSOLUTION OF YUGOSLAVIA', *International Legal Materials*, vol. 31, no. 6, 1992, [Online]. Available:
https://www.jstor.org/stable/20693759?seq=1#metadata_info_tab_contents

[44]

Kosovo Declaration of Independence 2008. [Online]. Available:
<https://www.refworld.org/docid/47d685632.html>

[45]

'Resolutions adopted by the Security Council in 1999 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-1999>

[46]

Accordance with International Law of the Unilateral Declaration of Independence in Respect of Kosovo (Advisory Opinion) [2010] ICJ Rep 406. [Online]. Available:
<https://www.icj-cij.org/en/case/141>

[47]

'Reports of International Arbitral Awards — Codification Division Publications'.
http://legal.un.org/riaa/vol_1.shtml

[48]

'Resolutions adopted by the Security Council in 2011 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2011>

[49]

'Resolutions adopted by the Security Council in 2013 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2013>

[50]

'Resolutions adopted by the Security Council in 2017 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2017>

[51]

'Resolutions adopted by the Security Council in 2011 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2011>

[52]

'Resolutions adopted by the Security Council in 2012 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2012>

[53]

'UNGA Resolutions of the 65th Session (2010-2011)'.
<http://research.un.org/en/docs/ga/quick/regular/65>

[54]

'UNGA Resolutions of the 67th Session (2012-2013)', [Online]. Available:
<http://research.un.org/en/docs/ga/quick/regular/67>

[55]

Applicability of the Obligation to Arbitrate under Section 21 of the United Nations Headquarters Agreement of 26 June 1947 | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/77>

[56]

Difference Relating to Immunity from Legal Process of a Special Rapporteur of the Commission on Human Rights | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/100>

[57]

Pitcairn, Governor & Associated Islands v Sutton. [Online]. Available: <https://advance.lexis.com/document/?pdmfid=1230042&crd=0728c71c-ceed-4bc4-899d-eea62d8aaf70&pddocfullpath=%2Fshared%2Fdocument%2Fcases-nz%2Furn%3AcontentItem%3A58RJ-NKJ1-JJK6-S3G7-00000-00&pddocid=urn%3AcontentItem%3A58RJ-NKJ1-JJK6-S3G7-00000-00&pdcontentcomponentid=139640&pdshepid=urn%3AcontentItem%3A58RJ-NKJ1-JJK6-S3G7-00000-00&pdteaserkey=sr1&pdicsfeatureid=1517128&pditab=allpods&ecomp=spbxx&earg=sr1&prid=97939ae6-a712-437e-afc2-1ddf00d7be01>

[58]

'Standing Orders - New Zealand Parliament'.
<https://www.parliament.nz/en/pb/parliamentary-rules/standing-orders/>

[59]

'Cabinet Manual', 2017.
<https://dpmc.govt.nz/our-business-units/cabinet-office/supporting-work-cabinet/cabinet-manual>

[60]

'Legislation Guidelines: 2018 edition | The Legislation Design and Advisory Committee'.
<http://www.ldac.org.nz/guidelines/legislation-guidelines-2018-edition/>

[61]

D. Rothwell, S. B. Kaye, A. Akhtarkhavari, and R. Davis, International law: cases and materials with Australian perspectives, Second edition. Port Melbourne, VIC, Australia: Cambridge University Press, 2014.

[62]

D. J. Harris and S. Sivakumaran, Cases and materials on international law, Eighth edition. London: Sweet & Maxwell, 2015.

[63]

James Crawford SC, FBA, 'Part VII State jurisdiction, 21 Jurisdictional competence', in Brownlie's Principles of Public International Law (9th Edition), 2019. [Online]. Available: <https://opil.ouplaw.com/view/10.1093/he/9780198737445.001.0001/he-9780198737445-chapter-21>

[64]

'Series A: Collection of Judgments (1923-1930) | International Court of Justice'. <https://www.icj-cij.org/en/pcij-series-a>

[65]

Questions relating to the Obligation to Prosecute or Extradite (Belgium v. Senegal) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/144>

[66]

M. D. Evans, Ed., International law, Fifth edition. Oxford: Oxford University Press, 2018.

[67]

United Nations Convention on the Law of the Sea. [Online]. Available: https://www.un.org/depts/los/convention_agreements/convention_overview_convention.htm

[68]

'UN GA Resolutions'. https://www.un.org/depts/dhl/resguide/r59_resolutions_table_eng.htm

[69]

D. J. Harris and S. Sivakumaran, *Cases and materials on international law*, Eighth edition. London: Sweet & Maxwell, 2015.

[70]

R v Bow Street Metropolitan Stipendiary Magistrate, ex p Pinochet Ugarte (No 3) (Amnesty International intervening). [Online]. Available: <https://advance.lexis.com/document/?pdmfid=1230042&crd=5e6caa1f-da30-4bae-88bc-51a86c2fac5e&pddocfullpath=%2Fshared%2Fdocument%2Fcases-uk%2Furn%3AcontentItem%3A5W5P-MTD1-F8D9-M2FP-00000-00&pddocid=urn%3AcontentItem%3A5W5P-MTD1-F8D9-M2FP-00000-00&pdcontentcomponentid=279841&pdshepid=urn%3AcontentItem%3A5W5P-MTD1-F8D9-M2FP-00000-00&pdteaserkey=sr0&pdicsfeatureid=1517131&pditab=allpods&ecomp=9fxdk&earg=sr0&prid=c98135b3-6665-4bcc-bd5f-d512858921c0>

[71]

Arrest Warrant of 11 April 2000 (Democratic Republic of the Congo v. Belgium) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/121>

[72]

Jurisdictional Immunities of the State (Germany v. Italy: Greece intervening) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/143>

[73]

A. Sanger, 'STATE IMMUNITY AND THE RIGHT OF ACCESS TO A COURT UNDER THE EU CHARTER OF FUNDAMENTAL RIGHTS', *International and Comparative Law Quarterly*, vol. 65, no. 1, pp. 213–228, Jan. 2016, doi: 10.1017/S0020589315000524.

[74]

D. Rothwell, S. B. Kaye, A. Akhtarkhavari, and R. Davis, *International law: cases and materials with Australian perspectives*, Second edition. Port Melbourne, VIC, Australia: Cambridge University Press, 2014.

[75]

D. J. Harris and S. Sivakumaran, *Cases and materials on international law*, Eighth edition.

London: Sweet & Maxwell, 2015.

[76]

'Draft Articles on Responsibility of States for Internationally Wrongful Acts'. [Online]. Available: http://legal.un.org/ilc/texts/instruments/english/commentaries/9_6_2001.pdf

[77]

Ahmadou Sadio Diallo (Republic of Guinea v. Democratic Republic of the Congo) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/103>

[78]

Gabčíkovo-Nagymaros Project (Hungary/Slovakia) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/92>

[79]

Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v. Serbia and Montenegro) | International Court of Justice. [Online]. Available: <https://www.icj-cij.org/en/case/91>

[80]

'Draft Principles on the Allocation of Loss in the Case of Transboundary Harm Arising Out of Hazardous Activities'. [Online]. Available: http://legal.un.org/ilc/texts/instruments/english/commentaries/9_10_2006.pdf

[81]

M. D. Evans, Ed., International law, Fifth edition. Oxford: Oxford University Press, 2018.

[82]

D. Rothwell, S. B. Kaye, A. Akhtarkhavari, and R. Davis, International law: cases and materials with Australian perspectives, Second edition. Port Melbourne, VIC, Australia: Cambridge University Press, 2014.

[83]

Edited by Marc Weller, 'Reconfiguring the Un System of Collective Security', in The Oxford Handbook of the Use of Force in International Law, [Online]. Available: <https://www.oxfordhandbooks.com/view/10.1093/law/9780199673049.001.0001/oxfordhb-9780199673049-e-9>

[84]

'United Nations Treaty Collection', [Online]. Available: https://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XVIII-10-b∓chapter=18&clang=_en

[85]

'The Responsibility to Protect'.
<https://www.idrc.ca/sites/default/files/openebooks/960-7/index.html>

[86]

'A More Secure World: our Shared Responsibility', [Online]. Available: https://www.un.org/en/events/pastevents/a_more_secure_world.shtml

[87]

'In Larger Freedom: Towards Development, Security and Human Rights for All', [Online]. Available: https://www.un.org/en/events/pastevents/in_larger_freedom.shtml

[88]

'S/RES/1368 (2001) | Counter-Terrorism Implementation Task Force'.
<https://www.un.org/counterterrorism/ctitf/en/sres1368-2001>

[89]

'Security Council Resolution 1269 - UNSCR'. <http://unscr.com/en/resolutions/1269>

[90]

'United Nations Security Council resolution 1373 (2001) - United Nations Security Council Counter-Terrorism Committee'.

<https://www.un.org/sc/ctc/resources/databases/recommended-international-practices-codes-and-standards/united-nations-security-council-resolution-1373-2001/>

[91]

'Resolutions adopted by the Security Council in 1990 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-1990>

[92]

'Resolutions adopted by the Security Council in 1991 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-1991>

[93]

'Resolutions adopted by the Security Council in 2002 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2002>

[94]

'Resolutions adopted by the Security Council in 2003 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2003>

[95]

'Resolutions adopted by the Security Council in 2006 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2006>

[96]

'Resolutions adopted by the Security Council in 2009 | United Nations Security Council'.

<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2009>

[97]

'Resolutions adopted by the Security Council in 2013 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2013>

[98]

'Resolutions adopted by the Security Council in 2015 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2015>

[99]

'Resolutions adopted by the Security Council in 2012 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2012>

[100]

'Resolutions adopted by the Security Council in 2013 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2013>

[101]

'Resolutions adopted by the Security Council in 2015 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2015>

[102]

'Resolutions adopted by the Security Council in 2014 | United Nations Security Council'.
<https://www.un.org/securitycouncil/content/resolutions-adopted-security-council-2014>